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10/082130
02/25/02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: GERBER
SERIAL NO.: 10/
FILED: FEBRUARY 25, 2002
TITLE: METHODS AND REAGENTS FOR MRI
IMAGE ENHANCEMENT

} EXAMINER:
} ART UNIT:
} CONFIRMATION NO:

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

INFORMATION DISCLOSURE STATEMENT

Applicant calls the Examiner's attention to the patents and publications listed on the attached Form PTO-1449, copies enclosed, which may be material to examination of the above identified application.

TIME OF TRANSMITTAL

This Information Disclosure Statement is being filed under 37 CFR § 1.97(b). This Statement is filed within at least one of the following time periods:

- (a) within three months of the filing date of a national application (other than a CPA under 37 CFR § 1.53(d));
- (b) within three months of the date of entry of the national stage as set forth in 37 CFR § 1.491 in an international application;
- (c) before the mailing of a first Office Action on the merits; or
- (d) before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR § 1.114.

No fee is believed to be due in this instance. However, the undersigned hereby authorizes the charging of any fees created by the filing of this document to Deposit Account No. 19-5117.

The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner. This listed patents and publications are believed of interest herein and consideration and citation of as interest by Examiner is respectfully requested.

Respectfully submitted,

Date:

February 25, 2002

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| FORM PTO-1449 | | U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE | ATTY. DOCKET NO. ALL.02 | SERIAL NO. 10/ |
| List of Information Cited by Applicant | | APPLICANT GERBER | | |
| Page 1 of 2 | | FILING DATE FEBRUARY 25, 2002 | GROUP | |

| U.S. PATENT DOCUMENTS | | | | | | | |
|--|-----|--|----------|-----------------|-----|-------------|--------------|
| EXAM. INITIAL | | DOCUMENT NUMBER | DATE | NAME | CLS | SUB- CLS | FILE DATE |
| | AA | 5,049,695 | 09/17/91 | Abraham et al. | | | |
| | AB | 5,122,539 | 06/16/92 | Abraham et al. | | | |
| | AC | 5,248,785 | 09/28/93 | Abraham et al. | | | |
| | AD | 5,290,803 | 03/01/94 | Abraham et al. | | | |
| FOREIGN PATENT DOCUMENTS | | | | | | | |
| EXAM. INITIAL | | DOCUMENT NUMBER | DATE | COUNTRY | CLS | SUB- CLS | TRANS. ? |
| / | AE | WO 97/34594 | 03/21/97 | PCT | | | |
| OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) | | | | | | | |
| | AF | Abraham et al. (1992) <i>Biochem.</i> 31:9141-9149 | | | | | |
| | AG | Abraham et al. (1998) <i>Med. Chem. Res.</i> 8:478-486 | | | | | |
| | AH | Burke et al. (2001) <i>Kidney Intl.</i> 60:1407-1414 | | | | | |
| | AI | Curtis et al. (1997) <i>J. Appl. Physiol.</i> 83:1681-1689 | | | | | |
| | AJ | Doppenberg et al. (1997) <i>Annals. of the N.Y. Acad. of Sci.</i> 825:240-257 | | | | | |
| | AK | Doppenberg et al. (1999) <i>J. Neurotrauma</i> 16:123-133 | | | | | |
| | AL | Eichelbronner et al. (1999) <i>Am. J. Physiol.</i> 277 (<i>Heart Circ. Physiol.</i> 46): H290-H298 | | | | | |
| | AM | Grocott et al. (1998) <i>Stroke</i> 29:1650-1655 | | | | | |
| | AN | Kavanagh et al. (2001) <i>Int. J. Radiation Oncology Bio. Phys.</i> 49:1133-1139 | | | | | |
| | AO | Khandelwal et al. (1996) <i>Rad. Oncol. Invest.</i> 4:51-59 | | | | | |
| | AP | Khandelwal et al. (1999) <i>Brit. J. Cancer</i> 79:814-820. | | | | | |
| | AQ | Kilgore et al. (1999) <i>Circulation</i> 100 (Supp. II):II-351 to II-356 | | | | | |
| | AR | Kunert et al. (1996) <i>Am. J. Physiol.</i> 271 (<i>Heart Circ. Physiol.</i> 40): H602-H613 | | | | | |
| | AS | Kunert et al. (1996) <i>Microvasc. Res.</i> 52:58-68 (1996) | | | | | |
| | AT | Oja et al. (1999) Magnetic Resonance in Medicine 42:617-626 | | | | | |
| | AU | Oja et al. (1999) <i>J. of Cerebral Blood Flow and Metabolism</i> 19:1289-1295 | | | | | |
| | AV | Mackensen et al. (2000) <i>Brain Res.</i> 853:15-21 | | | | | |
| | AW | Pagel et al. (1998) in <i>Oxygen Transport to Tissues XX</i> 653-661 (Hudetz and Bruley, eds.) 527-531 | | | | | |
| | AX | Pagel et al. <i>J Pharmacol. Exp. Ther.</i> 285:1-8 | | | | | |
| | AY | Randad et al. (1991) <i>J. Med. Chem.</i> 34:752-757 | | | | | |
| | AZ | Rockwell and Kelley (1998) <i>Rad. Oncol. Invest.</i> 6:199-208 | | | | | |
| | AAA | Safo et al. (2001) <i>Protein Sci.</i> 10:951-957. | | | | | |
| | AAB | Sarraf-Yazdi et al. (1999) <i>Brain Res.</i> 826:172-180 | | | | | |
| | AAC | Steffen, R. (1998) in <i>Oxygen Transport to Tissues XX</i> 653-661 (Hudetz and Bruley, eds.) | | | | | |
| | AAD | Teicher et al. (1996) <i>Drug Dev. Res.</i> 38(1):1-11 | | | | | |
| | AAE | Teicher et al. (1998) Vivo, <i>Cancer Chemother. Pharmacol.</i> 42:24-30 | | | | | |
| EXAMINER | | | | DATE CONSIDERED | | | |
| *EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and <u>not</u> considered. Include copy of this form with next communication to applicant. | | | | | | | |

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| FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE List of Information Cited by Applicant Page 2 of 2 | ATTY. DOCKET NO. | SERIAL NO. |
| | ALL.02 | 10/ |
| | APPLICANT | |
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| FILING DATE | GROUP | |
| FEBRUARY 25, 2002 | | |

| U.S. PATENT DOCUMENTS | | | | | | | |
|-----------------------|----|--------------------|-----------|----------------|-----|-------------|--------------|
| EXAM. INITIAL | | DOCUMENT NUMBER | DATE | NAME | CLS | SUB- CLS | FILE DATE |
| | BA | 5,432,191 | 07/11/95 | Abraham et al. | | | |
| | BB | 5,525,630 | 06/811/96 | Hoffman | | | |
| | BC | 5,648,375 | 07/15/97 | Abraham | | | |
| | BD | 5,661,182 | 08/26/97 | Abraham et al. | | | |
| | BE | 5,677,330 | 10/14/97 | Abraham et al. | | | |
| | BF | 5,705,521 | 01/06/98 | Abraham | | | |
| | BG | 5,827,888 | 10/27/98 | Abraham et al. | | | |
| | BH | 5,927,283 | 07/27/99 | Abraham et al. | | | |

| FOREIGN PATENT DOCUMENTS | | | | | | | |
|--------------------------|----|--------------------|------|---------|-----|------------|------------|
| EXAM. INITIAL | | DOCUMENT NUMBER | DATE | COUNTRY | CLS | SUB CLS | TRANS ? |
| | BI | | | | | | |
| | BJ | | | | | | |
| | BK | | | | | | |

| OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) | | |
|--|---|--|
| BL | Van Zijl et al. (1998) <i>Nat. Med.</i> 4(2):159-167 | |
| BM | Wahr et al. (2001) <i>Anesth. Analg.</i> 92:615-620 | |
| BN | Watson et al. (1997) <i>Stroke</i> 28:1624-1630 | |
| BO | Wei, et al. (1993) <i>Am. J. Physiol.</i> 265 (<i>Heart Circ. Physiol.</i> 34) H1439-H1443 | |
| BP | Weiss et al. (1999) <i>J. Clin. Invest.</i> 103:739-746 | |
| BQ | Woods et al. (1998) <i>J Cardiovasc. Pharmacol.</i> 31:359-363 | |

| EXAMINER | DATE CONSIDERED |
|--|-----------------|
| *EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and <u>not</u> considered. Include copy of this form with next communication to applicant. | |